PATENT 09/773.193

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: : Group Art Unit: 2157

: Examiner A. M. Gold

: Austin, Texas 78758

Anand N. Babu et al. : Intellectual Property
Serial No: 09/773,193 : Law Department - 4054
Filed: January 31, 2001 : International Business
Title: SYSTEM AND METHOD : Machines Corporation
FOR HANDLING LOCATION : 11400 Burnet Road

pate: 4/14/07 : Customer No. 32,329

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

TNFORMATION

Applicant hereby appeals to the Board of Appeals from the Final Rejection of claims 1, 2, 4, 7, 8, 13, 14, 16, 19, 20, 25, 26, and 28 mailed January 29, 2007.

It is respectfully <u>requested that the fee for this</u>

<u>Notice of Appeal be waived</u> as the Appellant has already paid both a Notice of Appeal fee and Appeal Brief fee herein after which the Examiner has withdrawn the Final Rejection and a issued new rejection which resumed the prosecution

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herein.

Should there be any charge herein, please charge Deposit Account 09-0447.

Respectfully submitted

Attorney for Applicants Registration No. 19,226 (512) 473-2303

PLEASE MAIL ALL CORRESPONDENCE TO:

Justin Dillon IPLaw Dept. - IMAD 4054 IBM Corporation 11400 Burnet Road Austin TX. 78758